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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09       UNITED STATES OF AMERICA,                   ) CASE NO. CR06-220-JLR  
10    )  
11       Plaintiff,                                      )  
12    )  
13       v.    )  
14       EUGENIO RICARDO SORACCO,                   )  
15    )  
16       Defendant.                                      )  
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18    )  
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14       Offense charged:

15    Conspiracy to Distribute Methamphetamine, Distribution of Methamphetamine

16       Date of Detention Hearing:   July 5, 2006

17    The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18    based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19    that no condition or combination of conditions which defendant can meet will reasonably assure  
20    the appearance of defendant as required and the safety of other persons and the community.

21       FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22       (1)     The offenses charged carry a maximum penalty in excess of ten years. There is

01 therefore a rebuttable presumption against defendant as to both dangerousness and flight risk,  
02 under 18 U.S.C. § 3142(e). The AUSA advises that over 21 pounds of methamphetamine have  
03 been recovered pursuant to this investigation.

04 (2) The defendant has dual U.S. and Columbia citizenship, with family in Columbia and  
05 Italy. The defendant resided in Columbia until seven or eight years ago. The defendant's mother  
06 is not willing to have her son reside with her. His sister is traveling in Italy and it is not known if  
07 he could reside with the sister. His employment has been sporadic. His past criminal history  
08 includes failures to appear for court hearings, and several weapons charges, one of which was  
09 dismissed and with an unknown disposition of the other charge.

10 (3) The record does not effectively rebut the presumption as to dangerousness and  
11 flight risk.

12 It is therefore ORDERED:

- 13 (1) Defendant shall be detained pending trial and committed to the custody of the  
14 Attorney General for confinement in a correction facility separate, to the extent  
15 practicable, from persons awaiting or serving sentences or being held in custody  
16 pending appeal;
- 17 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
18 counsel;
- 19 (3) On order of a court of the United States or on request of an attorney for the  
20 Government, the person in charge of the corrections facility in which defendant is  
21 confined shall deliver the defendant to a United States Marshal for the purpose of  
22 an appearance in connection with a court proceeding; and

01 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United States  
03 Pretrial Services Officer.

04 DATED this 5th day of July, 2006.

05   
06 Mary Alice Theiler  
07 United States Magistrate Judge